



P/2107-264

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application of

Ferdinand Hermann BAHLMANN et al.

Serial No.: 10/522,426

Filed: March 25, 2005

For: **USE OF ERYTHROPOIETIN**

Confirmation No.: 5804

Date: May 7, 2008

Group Art Unit: 1654

Examiner: Thomas Sweeney Heard

Mail Stop RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

PETITION AND FEE FOR AUTOMATIC EXTENSION OF TIME

UNDER 37 CFR 1.17, 1.136(a) AND 35 USC 41(a)8

Sir:

Applicant(s) hereby petition(s) the Commissioner for Patents to extend the time for filing a response to the outstanding Office Action by 1 month. Enclosed is our check No. 08152 which includes the amount of \$120.00 for the petition fee in accordance with 37 CFR 1.17 computed as:

- ☒ Response within first month
- ☒ not small entity (\$120)

You are authorized to charge to our Deposit Account No. 15-0700 any additional amounts owing.

If this petition is inadequate to avoid abandonment, the Commissioner for Patents is petitioned, under 37 C.F.R. §1.136(a), to extend the time by the number of months which will avoid abandonment under 37 C.F.R. §1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

EXPRESS MAIL CERTIFICATE

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail to Addressee (mail label # EV 933191174 US) in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 7 2008

Dorothy Jenkins

Name of Person Mailing Correspondence

Dorothy Jenkins

Signature

May 7, 2008

Date of Signature

MAF:jl

Respectfully submitted,

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